

Administration

Gifts for Distribution to Individuals

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SUMMARY of CHANGE

AR 1-101

Gifts for Distribution to Individuals

This is a transitional reprint of this publication which places it in the new UPDATE format. Any previously published permanent numbered changes have been incorporated into the text.

Effective 1 June 1981

Administration

Gifts for Distribution to Individuals

By Order of the Secretary of the Army:

E. C. MEYER
General, United States Army
Chief of Staff

Official:

J. C. PENNINGTON
Major General, United States Army
The Adjutant General

History. This UPDATE issue is a reprint of the original form of this regulation that was published on 1 May 1981. Since that time no

changes have been issued to amend the original.

Summary. This revision prescribes the policies by which commanders of United States Army Major Commands may accept and distribute gifts.

Applicability. See paragraph 3.

Proponent and exception authority. Not applicable

Army management control process. Supplementation. Local limited supplementation is permitted, but is not required. If supplements are issued, HQDA agencies and major Army commands (MACOM's) will furnish one copy of each to HQDA (DAAG-PSI) WASH DC 20310. Other commands will furnish one copy of each to the next higher headquarters.

Interim changes. Interim changes to this regulation are not official unless authenticated by the Adjutant General. Users will destroy interim changes on their expiration dates unless sooner superseded or rescinded.

Suggested Improvements. The proponent agency of this regulation is the Adjutant General's Office. Users are invited to send comments and suggested improvements on DA Form 2028 (Recommended Changes to Publications and Blank Forms) direct to HQDA (DAAG-PSI) WASH DC 20310.

Distribution. Active Army, C; ARNG, D; USAR, D.

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*This regulation supersedes AR 1-101, 2 November 1973.

RESERVED

1. Purpose and scope

This AR regulates accepting certain types of gifts for distribution to military personnel. It does not supersede or circumvent any restrictions on accepting gifts under AR 600–50 or chapter 7, AR 672–5–1 (5 USC 7342). It does not apply to gifts per AR 1–100 (10 USC 2601), since those gifts are not for distribution to individuals. Also, it does not apply to gifts to nonappropriated funds under AR 230–1.

2. References

Required references are listed below:

- a.* AR 1–100 (10 USC 2601) Gifts and Donations). Cited in paragraph 1–1.
- b.* AR 230–1 (The Nonappropriated Fund System). Cited in paragraph 1–1.
- c.* AR 600–50 (Standards of Conduct for Department of the Army Personnel). Cited in paragraph 1–1.
- d.* AR 672–5–1, chapter 7 (Military Awards). Cited in paragraph 1–1.

3. Applicability.

This regulation applies to Active and Reserve Components of the Army (Army National Guard and Reserve).

4. Explanation of term

Gift. A voluntary offer of goods by individuals or organizations for distribution to Army personnel for their personal use.

5. General policy

- a.* Accept only those gifts that promote health, comfort, convenience, and morale. Examples: reading materials; writing paper.
- b.* Accepting alcoholic beverages is not authorized.
- c.* The donor must pay all transportation charges from point of origin to recipient.

6. Delegation of acceptance authority

- a.* This AR authorizes MACOM commanders, the Superintendent of the US Military Academy, and the heads of HQDA Staff agencies with command jurisdiction over subordinate commanders to accept gifts for distribution within their respective commands. Refer an offer of gifts for distribution beyond a command's jurisdiction to HQDA(DAAG-PSI), WASH DC 20310.
- b.* Commanders listed in *a* above may delegate this authority to subordinate commanders.
- c.* The Adjutant General, Department of the Army, as the designated representative of the Secretary of the Army, may accept gifts for distribution in CONUS and in oversea commands if more than one command is involved (*a* above).

7. Restrictions on acceptance

- a.* Accepting gifts is subject to the following provisions regarding advertising and public announcement:
 - (1) Advertising marked on articles must not be the type that will discredit the military service.
 - (2) The soldier will not be the medium for redistributing the material to others.
 - (3) The donor will not restrict public release of information regarding the gift.
 - (4) DA will make no public announcement of gifts received.
 - (5) Except in rare cases specifically authorized by the Secretary of the Army, gifts will not be acknowledged publicly. However, the commander authorized to accept gifts will send a suitable acknowledgment to the donor on behalf of the military personnel concerned. Letters of acceptance will not imply DA or accepting HQ endorsement. Word these letters so as to avoid seeming to solicit donations from private firms, business, or social organizations, or from the general public.
 - (6) Do not arrange special concessions or privileges for the donor.
- b.* Commanders, not the donor, will decide the category of personnel to receive gifts.
- c.* If two or more corporations or agencies donate similar items or

collection of similar items, distribute them equally, as far as possible. Without DA authorization, do not issue more than one item or collection of items to an individual.

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